

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

CIVIL TRIAL MINUTES

**The Honorable WILLIAM H. ALSUP**

Date: May 7, 2012

Case No.: **C10-03561 WHA**

Case Name: **ORACLE AMERICA, INC.** v. **GOOGLE INC.**

Plaintiff's Counsel: Michael Jacobs; Dan Muino; Fred Norton; Andrew Temkin; David Boies; Ken Kuwayti  
Steven Holtzman; Dorian Daley; Safra Catz (Corporate Representative)

Defendant's Counsel: Robert Van Nest; Christa Anderson; Dan Purcell; Michael Kwun; Bruce Baber  
Renny Hwang; Catherine Lacavera (Corporate Representative)

Clerk: Dawn K. Toland

Court Reporter: Kathy Sullivan; Debra Pas

Trial Began: April 16, 2012

Further Trial: May 8, 2012 at 7:30 am

Trial Motions Heard:

Disposition

- |    |       |       |
|----|-------|-------|
| 1. | _____ | _____ |
| 2. | _____ | _____ |
| 3. | _____ | _____ |

Other:

Time in Trial: 2 hours 44 minutes

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**EXHIBIT and WITNESS LIST**

<b>JUDGE:</b> WILLIAM H. ALSUP		<b>PLAINTIFF ATTORNEY:</b> Michael Jacobs; Dan Muino Fred Norton; David Boies; Dorian Daley Steven Holtzman; Ken Kuwayti			<b>DEFENSE ATTORNEY:</b> Robert Van Nest; Christa Anderson Dan Purcell; Michael Kwun Bruce Baber	
<b>TRIAL DATE:</b> May 7, 2012		<b>REPORTER(S):</b> Kathy Sullivan; Debra Pas			<b>CLERK:</b> Dawn Toland	
PLF NO.	DEF NO.	DATE OFFERED	ID	REC	DESCRIPTION	BY
		<u>7:43 am</u>			<u>Outside the presence of the jury. Counsel argued motions in limine re witnesses Jonathan Schwartz and Timothy Lindholm.</u>	
		<u>9:10 am</u>			<u>Recess</u>	
		<u>9:30 am</u>			<u>Outside the presence of the jury. Court ruled on the proposed slides for use during opening statements. Plaintiff submitted deposition designations. Plaintiff Michael Jacobs moved in the following stipulated exhibits: 32, 46.16, 46.17, 46.18, 46.19, 46.102, 46.103, 46.104, 47.16, 47.17, 47.18, 47.19, 47.20, 106, 107, 225, 262, 816, 1095, 46.1, 46.2, 46.3, 46.4, 46.5, 46.6, 46.7, 46.8, 46.9, 46.11, 46.12, 46.13, 46.14, 46.15, 46.29, 47.1, 47.2, 47.3, 47.4, 47.5, 47.6, 47.7, 47.8, 47.9, 47.10, 47.11, 47.12, 47.13, 47.15, 47.21, 47.22, 48, 57, 105, 112, 113, 735, 736, 737, 738, 739, 755, 756, 757, 758, 835, 443, 458, 459, 4011, 4013, 4015, 4018, and 4021.</u>	
		<u>9:44 am</u>			<u>Recess</u>	
		<u>10:08 am</u>			<u>Outside the presence of the jury. Court and counsel discussed jury note #10. Two jurors appeared separately in court to respond to the jury note.</u>	
		<u>10:33 am</u>			<u>Reconvene...jury present</u>	
					<u>Court admonished the jury and advised them how long a patent last.</u>	
		<u>10:38 am</u>			<u>Recess</u>	
		<u>11:13 am</u>			<u>Reconvene...jury present</u>	
					<u>Court addressed the jury regarding note #11. Verdict Read. Question 1B not answered. Phase II will start after a short recess</u>	
		<u>11:22 am</u>			<u>Recess</u>	

